

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS

IN RE:

TANNERS CAFE, INC.
DEBTOR

CHAPTER 11
CASE NO. 09-16656-JNF

IN RE:

TANNERS CAFE, INC.,
PLAINTIFF

VS.

CITY OF PEABODY AND THE
ALCOHOLIC BEVERAGE CONTROL
COMMISSION OF THE
COMMONWEALTH OF MA

ADVERSARY COMPLAINT
Adversary No. 09-01397

ASSENTED TO MOTION TO CONTINUE HEARING

Tanners Cafe, Inc., (the "Debtor"), respectfully requests that this Court enter an Order continuing the hearing on the Motion for Preliminary Injunction for thirty days. In support, the Debtor represents as follows:

1. The Debtor is in the process of obtaining and selling its liquor license.
2. It appears the process will be completed within the next few weeks.
3. The Commonwealth of Massachusetts assents to a continuance of the hearing as this matter appears to be well on its way to an amicable resolution.

WHEREFORE, Tanner Café, Inc. respectfully requests that this Court enter an Order:

- (i) continue the hearing on the Motion for Preliminary Injunction for thirty days;
- and

Joan H. Fanning

(ii) for such other relief as this Court may deem appropriate.

Tanner Cafe, Inc.

By its counsel,

/s/ Herbert Weinberg
Herbert Weinberg (BBO #550415)
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Dated: February 16, 2010

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the Assented to Motion to Continue Hearing was this day sent, by mailing, first class mail, postage prepaid or through the Court's ECF system to the following.

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Signed under the penalties of perjury this 16th day of February 2010.

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